

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

School Education Department – Andhra Pradesh Residential Educational Institutions Society – Implementation of Six Point Formula in the A.P. Residential Educational Institutions Society – Orders – Issued.

School Education (SE.Genl.II) Department

G.O.Ms.No. 131

Dated 13.09.2011

1. G.O.Ms.No.505, Education Department, dated 7.06.2003
2. Orders of the Hon'ble A.P. High Court, dated 6.8.2003 in Writ Appeal No.1426 of 2003
3. From the Secretary, APREIS Lr.Rc.No.6714A2-1/2011, dated 04.05.2011 and 27.7.2011.

ORDER:

In the Government Order first read above, orders have been issued constituting a committee with the following officials to recommend for allotment of persons into different local cadres to implement Six Point Formula for APREI Society.

1. Principal Secretary to Government (SE) Department and Vice Chairman, APREI Society.
2. Deputy Secretary to Government (Six Point Formula) General Administration Department.
3. The Secretary, A.P. Residential Educational Institutions Society.

Accordingly, the Committee formulated detailed guidelines for allotment of persons into different local cadres. The Society has finalized the allotment of the existing staff into different local cadres as per recommendations of the Committee and communicated to the individuals and decided to transfer the employees to their respective zones by conducting counseling.

Some of the employees, aggrieved by the decision of the Society to implement Six Point Formula have filed W.P.No. 14527/2003 and W.P.No.16201/2003 challenging the applicability of the scheme to the employees of the Society, being a registered Society and the said W.Ps are still pending.

The Hon'ble High Court in Writ Appeal No.1426 of 2003 have passed interim orders on 6.8.2003 in the reference third read above, to the effect that the **“process of counseling will go on and respondent authorities may proceed to pass appropriate orders, of course, considering the presentations made by various employees of the society including those who have approached the court, but not to give effect to such orders till the matter is hear and decided by the court”**. Thus, implementation of Six Point Formula in the said Society is pending for want of final disposal of the W.Ps. In the meanwhile the Hon'ble High Court in its order dated 25.08.2009 vacated the interim stay in W.P.No.14527/2003 W.P.No.16201/2003 was dismissed as withdrawn on 26.11.2009. The Society has obtained opinion of the Law Department, standing council for the Society and Additional Advocate General, Hon'ble High Court of Andhra Pradesh on the action to be taken as interim orders dated 25.8.2009. It was opined by them that the society may implement presidential orders subject to final orders to the Hon'ble High Court in the pending W.P.

In the reference third read above, the Secretary, APREIS, Hyderabad has submitted proposals for implementation of Six Point Formula in the APREI Society. The A.P. Legislative House Committee constituted by the Government on the implementation of G.O.Ms.No.610, dated

30.12.1985 in its final report recommended among other things that the six point formula should be implemented to the teaching and non-teaching staff in APREI Society.

The Government after careful examination of the entire issue here by accord permission to the Society, APREIS, for his proposal which is based on G.O.Ms.No.674, GA(MC-I) Department, dated 7.9.2007, to implement the Six Point Formula to the employees of Andhra Pradesh Residential Educational Institutions Society, subject to the following conditions and subject to the outcome of W.Ps./ W.As./ C.As./ O.As/W.P. W.Ps etc., pending in any courts:-

- (i) It should delete all the names from the list of persons proposed for repatriation who were allotted by transfer to APTWREIS, as it is for the concerned administrative department to issue repatriation orders to the employees working under their control. A separate exercise is going on in that department on repatriation process.
- (ii) In case of retired/ expired/ discharged/ relinquished employees of the Society, the vacancies worked out from the inception shall have to be earmarked for fresh recruitment as identified and shown against their local cadre. Such of the resultant vacancies shall not be adjusted among the existing cadre, particularly comprising Units of Appointment (District/ Zone) in Zones V&VI.
- (iii) In case of employees working in Head Office of APREIS, all those employees who are exclusively appointed for Head Office shall be retained there only. The remaining posts in each cadre shall be filled based on Fair share principle which should be in proportion to the cadre strength (for each zone/District as the case may be)
- (iv) The case now is mere allotment among different local cadres since it is now done post-facto. The allotment shall be examined by APREIS to ensure that as on now (1.8.2011 can be taken as reckoning date), the number of non-locals do not exceed maximum permissible limits of 20% or 30%, as the case may be.
- (v) The APREIS should take necessary precaution to avoid possible legal intervention in the process of repatriation.

The Secretary, APREIS, Hyderabad shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. D. SAMBASIVA RAO
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Secretary, APREI Society, Hyderabad.
Copy to General Administration (MC-II) Department.
Copy to PS to M(SE)
Copy to Prl. Secy. To C.M.
Copy to PS to Prl Secy(SE)
SF/SC

//Forwarded :: by order//

Section Officer